

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MAGNEQUENCH INTERNATIONAL, INC.,

Plaintiff,

v.

SONY CORPORATION, SONY CORPORATION
OF AMERICA, SONY ELECTRONICS, INC.,
ACER INC., ACER AMERICA CORPORATION,
ASUSTEK COMPUTER INC., ASUS COMPUTER
INTERNATIONAL INC., I/OMAGIC
CORPORATION, IOMEGA CORPORATION, LG
ELECTRONICS, INC., LG ELECTRONICS USA,
INC., LG INNOTEK COMPANY, LTD., LG
INNOTEK USA, INC., LITE-ON TECHNOLOGY
CORPORATION, LITE-ON TECHNOLOGY
INTERNATIONAL, INC., LITE-ON
PERIPHERALS, INC., LITE-ON INFORMATION
TECHNOLOGY CORPORATION, MEMOREX
PRODUCTS (TAIWAN) LTD., MEMOREX
PRODUCTS, INC., MICRO-STAR
INTERNATIONAL COMPANY, LTD., MSI
COMPUTER CORPORATION, MITSUMI
ELECTRIC COMPANY, LTD., MITSUMI
ELECTRONICS CORPORATION, TEAC
CORPORATION, TEAC AMERICA, INC., AND
VICTOR COMPANY OF JAPAN, LIMITED,

Defendants.

C.A. No. 04-135-GMS


**STIPULATION AND [PROPOSED] ORDER
DISMISSING THIS ACTION WITHOUT PREJUDICE AS TO THE
DEFENDANTS ACER INC. AND ACER AMERICA CORPORATION**

IT IS HEREBY STIPULATED AND AGREED by and between plaintiff
Magnequench International, Inc. ("Magnequench"), and defendants, Acer Inc. and Acer America
Corporation (collectively "ACER"), by and through their undersigned counsel of record, that,

pursuant to Rule 41 of the Federal Rules of Civil Procedure, this action be and hereby is dismissed in its entirety without prejudice as to ACER subject to the terms of the November 7, 2005 Settlement Agreement between Magnequench and ACER, and that each party shall bear its own costs and expenses, including attorneys' fees, incurred in connection with this action. Magnequench's Complaint with regard to the other defendants remains in effect unless and until specifically dismissed.

STIPULATED AND AGREED TO:

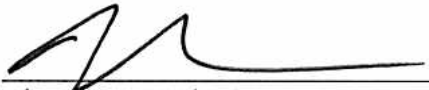
November 29, 2005


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November 29, 2005


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*Attorneys for Defendants
Acer Inc. and Acer America Corporation*

Dated: _____ So Ordered: _____

United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on November 29, 2005, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF which will send electronic notification of such filing to the following:

Timothy Devlin
Fish & Richardson, P.C.
919 N. Market Street
Suite 1100
P.O. Box 1114
Wilmington, DE 19899

Additionally, I hereby certify that true and correct copies of the foregoing were caused to be served on November 29, 2005 upon the following individuals in the manner indicated:

BY HAND

Timothy Devlin
Fish & Richardson, P.C.
919 N. Market Street
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P.O. Box 1114
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/s/ Mary B. Graham

Mary B. Graham. (#2256)